

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF FARMDALE DEVELOPMENT ) CASE NO.  
CORPORATION FOR RATE ADJUSTMENT ) 2011-00048

ORDER

On February 9, 2011, Farmdale Development Corporation ("Farmdale") applied for an adjustment of its rates for service. Finding that further proceedings are necessary to determine the reasonableness of the proposed rates and that a procedural schedule should be established to ensure the orderly review of Farmdale's application,<sup>1</sup> the Commission HEREBY ORDERS that:

1. No later than June 1, 2011, Commission Staff shall file with the Commission and serve upon all parties of record a written report containing its findings and recommendations regarding Farmdale' requested rate adjustment.

2. Within 14 days of the date of the filing of Commission Staff's written report on Farmdale' proposed rate adjustment, each party may file with the Commission its objections and comments to the findings and recommendations contained in Commission Staff's report.

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<sup>1</sup> Although Farmdale has proposed an effective date of March 23, 2011 for the proposed rate adjustment, we find that no action is necessary to suspend these proposed rates. No revision to an existing tariff may be made unless in compliance with KRS 278.180 and 807 KAR 5:011, Sections 6 and 9. 807 KAR 5:011, Section 6(4), expressly provides that a modification to an existing tariff sheet may be made by filing a revised tariff sheet in accordance with 807 KAR 5:011. As the proposed tariff sheet revision was unsigned, it did not comply with 807 KAR 5:011, Section 4, and cannot take effect.

3. Any party wishing a hearing in this matter shall file with the Commission no later than 14 days after the filing of Commission Staff's report a written request for hearing. This request shall set forth the reasons why a hearing is necessary, shall identify the issues that are in dispute, and shall identify each witness that the requesting party expects to call as a witness and shall summarize the witness's expected testimony.

4. A party's failure to file with the Commission a timely written objection to a finding or recommendation shall be deemed as agreement with the finding or recommendation and waiver of any further right to object.

5. If no requests for hearing or objections to the report's findings and recommendations are filed with the Commission within 14 days of the filing of Commission Staff's report, this matter shall stand submitted for decision.

6. Prior to any hearing being held in this matter, Commission Staff shall convene an informal conference to discuss the possibility of settlement, the simplification of issues and any other matters that may aid the disposition of this matter.

7. Copies of all documents served upon any party shall be served on all other parties and filed with the Commission.

8. Copies of all documents filed with the Commission shall be served upon all other parties.

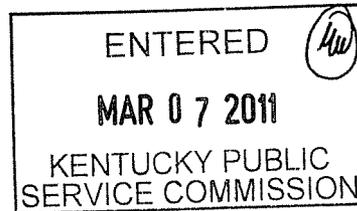
9. Service of any document or pleading shall be made in accordance with Administrative Regulation 807 KAR 5:001, Section 3(7).

10. a. Responses to requests for information shall be appropriately bound, tabbed and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided.

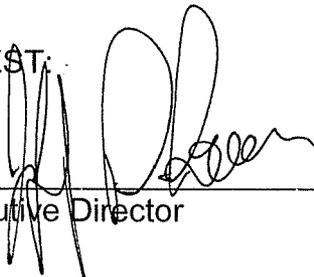
b. Each response shall be answered under oath or, for representatives of a public or private corporation, a partnership, an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

c. Any party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

By the Commission



ATTEST:

  
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Executive Director

Carroll F Cogan  
President  
Farmdale Development Corporation  
1706 Bardstown Road  
Louisville, KY 40205